Mr. Parambi Lonappen *(Minister for Public Health :* His Highness has announced that there will be a cabinet system of administration between the Diwan and the Ministers when the rules are completed. I have insisted that the Minister for Public Health must certainly have a voice in the selection of candidates to the Medical College.

Mr. V. R. Krishnan Ezhuthassan *(Oorakam):* Is it simply a voice or a decisive voice.

Mr. Parambi Lonappen *(Minister for Public Health):* It cannot be a decisive voice because it is a cabinet system of Government.

മിസ്റ്റർ കെ. എസ്സ്. പണിക്കർ: അപ്പോഴും ഗവൺമ്മെണ്ടിന്നു് നേരിട്ടു തിരഞ്ഞെടുക്കുവാനുള്ള വോയിസ്സു് ഉണ്ടായിരുന്നുവോ?

മിസ്റ്റർ പറമ്പി ലോനപ്പൻ: ഇല്ല.

മിസ്റ്റർ ജോസു് കെ. വട്ടീസു്: ഡോക്ടർലൈന്നു് പഠിക്കുന്നതിന്നു് ലേഡി ഡോക്ടർമാരെ തിരഞ്ഞെടുക്കുന്ന കാര്യത്തിൽ ഒരു പ്രിഫ്രൻസ്സു് കൊടുക്കാതിരുന്നതു് ഇപ്പോഴും തെറ്റാണെന്നു് ഗവൺമ്മെണ്ടിന്നു് തോന്നുന്നില്ലേ?

Rao Sahib C. J. Mathew *(Secretary to Government):* I answered that question yesterday. We thought that they would agree to give us two seats for ladies and so ladies were not selected. But after the selections we were informed that they could not provide us with seats. But I may inform the House that there are five candidates studying there from Cochin.

മിസ്സിസ്സു് ടി. ഫ്രാൻസിസ്സു്: എത്രകാലമായി ലേഡി ഡോക്ടർമാരുടെ പഠനത്തിന്നു് മെഡിക്കൽ കോളേജിലേക്കു് സ്ത്രീകളെ അയച്ചിട്ടു്?

Rao Sahib C. J. Mathew *(Secretary to Government):* About three years back, we had selected a lady candidate.

മിസ്സിസ്സു് ടി. ഫ്രാൻസിസ്സു്: കഴിഞ്ഞകൊല്ലം നാലാണെന്നു് എന്നോടു പറഞ്ഞതായി ഞാൻ ഓർക്കുന്നുണ്ടല്ലോ?

റാവു സാഹിബ്ബു് സി. ജെ. മാത്യു: അതു വേണമെങ്കിൽ നോക്കിപ്പായാം.

Mr. V. R. Krishnan Ezhuthassan *(Oorakam):* Is it not a fact that the Minister will have a voice when the rules regarding the cabinet system of Government are framed.

Mr. President: That does not arise out of this question of selection of candidates to the Medical College.

Mr. M. I. Paul *(Narakkal):* Will the Hon'ble Minister be pleased to see that it is not a cry in the wilderness.

Mr. Parambi Lonappen *(Minister for Public Health):* My experience so far has been that my attempts in this direction have been sympathetically considered and it was never a cry in the wilderness. I shall explain to the House when the non-confidence motion is moved that it was not a cry in the wilderness.

മിസ്റ്റർ കെ. എസ്സ്. പണിക്കർ: ഏഴു മെഡിക്കൽ ഗ്രാഡുവേറ്റു് കാൻഡിഡേറ്റുസിനെ തിരഞ്ഞെടുത്തിട്ടുള്ളതിൽ ലേഡിഡോക്ടർമാർ എത്ര; ഡോക്ടർമാർ എത്ര?

മിസ്റ്റർ പറമ്പി ലോനപ്പൻ: അതൊക്കെ കൃത്യമായിട്ടു പറയണമെങ്കിൽ നോട്ടീസ്സു് വേണം.

SUNRISE CASHEWNUT FACTORY

70. Mr. C. R. Iyyunny *(Nellayi):* Will Government be pleased to state.—

(*a*) whether the Sunrise Cashew Factory near Irinjalakkuda has been closed and the employees there-in thrown out of work some days ago;

(*b*) whether the notice required by law has been given to those concerned?

Mr. K. Balakrishna Menon *(Minister for Development):*

(*a*) Yes.

(*b*) Law does not require any notice to be given in this case.

Mr. P. K. Dewer *(Nominated):* Sir, I may be allowed to put the next question also since it relates to the same subject.

Mr. President: Yes.

71. Mr. P. K. Dewer *(Nominated):* Will Government be pleased to state.—

(*a*) whether they have received any complaint regarding the lock-out of the Sunrise Cashew Factory;

(*b*) what the number of men and women and children working there was;

(*c*) what action has the Government taken to see that the factory was re-opened?

LIBRARY ARCHIVES Kerala Legislative Assembly

Mr. K. Balakrishna Menon *(Minister for Development)*:

(*a*) No complaint about lock-out has been received. But a complaint about discharge of workmen without notice against the provisions of the Factory rules has been received.

	Daily paid		*Monthly paid*	
(*b*)	Men	65	Men	18
	Women	170	Women	Nil
	Children	35	Children	Nil

(*c*) There is no provision of law to compel the management to re-open the factory. However the Labour Commissioner persuaded the proprietors to re-open the factory and they have done.

Mr. P. K. Dewer *(Nominated)*: Will the Government be pleased to state what action has been taken against the management of the Sunrise Cashewnut Factory for violating the provisions of the Factories Act and the rules framed thereunder as stated in the answer?

Mr. K. Balakrishna Menon *(Minister for Development)*: This is only a complaint which does not mean the contravention of the rules. Action can be taken only if there is a contravention of the Act or the rules framed thereunder. A complaint is not a synonym for a contravention of the rule.

Mr. P. K. Dewer *(Nominated)*: Is not the factory in question a "Factory" under the terms of the Cochin Factories Act?

Mr. K. Balakrisnha Menon *(Minister for Development)*: This is rather too difficult a question for me to answer. For certain purposes it may come under that definition, but not for the purpose in hand anyhow.

Mr. P. K. Dewer *(Nominated)*: May I know whether there was not a dispute existing between the management and the labourers when these people were discharged?

Mr. K. Balakrishna Menon *(Minister for Development)*: No.

Mr. P. K. Dewer *(Nominated)*: May I know whether it is the policy of the Government to take action against illegal lock-outs and illegal strikes?

Mr. K. Balakrishna Menon *(Minister for Development)*: Action will be taken not only against illegal lock-outs but also illegal strikes.

Mr. P. K. Dewer *(Nominated)*: May I know whether the Government have taken action against illegal lock-outs?

Mr. K. Balakrishna Menon *(Minister for Development)*: I want notice.

Mr. P. K. Dewer *(Nominated)*: May I know whether the Government have taken action against illegal strikes?

Mr. K. Balakrishna Menon *(Minister for Development)*: I want notice.

Mr. P. K. Dewer *(Nominated)*: Is it not an illegal lock-out?

Mr. K. Balakrishna Menon *(Minister for Development)*: Under the law it cannot be said to be an illegal lock-out.

Mr. P. K. Dewer *(Nominated)*: May I know whether in this particular factory any inspection has been made by the Inspector of Factories appointed under the Factories Act or by any other officer who is entitled to inspect these factories under the Factories Act?

Mr. K. Balakrishna Menon *(Minister for Development)*: When the so-called complaint was received the Labour Inspector and the Commissioner for Labour went there.

Mr. P. K. Dewer *(Nominated)*: Did they find that the rules under the Act have been properly adhered to in this factory?

Mr. K. Balakrishna Menon *(Minister for Development)*: I can only presume that the rules have been adhered to.

Mr. P. K. Dewer *(Nominated)*: Since women workers are also working in this factory may I know whether they have been provided with rest places as required by the Regulation?

Mr. K. Balakrishna Menon *(Minister for Development)*: I want notice.

Mr. P. K. Dewer *(Nominated)*: May I request the Hon'ble Minister to institute an enquiry into this matter—whether the rules of the Factories Act are being strictly followed by the management in this particular factory?

Mr. K. Balakrishna Menon *(Minister for Development)*: That means the Hon'ble Member wants to know whether the Inspectors are enforcing the rules.

LIBRARY ARCHIVES Kerala Legislative Assembly

Mr. P. K. Dewer *(Nominated):* It is not that. What I want to know is whether an enquiry will be made to see whether the provisions of the Factories Act are being complied with?

Mr. K. Balakrishna Menon *(Minister for Development):* When there is necessity it will be done. If you make a definite allegation then it will be a sound reason for an enquiry. On this matter Government have no information.

Mr. P. K. Dewer *(Nominated):* When the question is put.....

Mr. President: Order, order. It does not always follow that because a question is put there is something wrong. I think if the Hon'ble Member wishes Government to make an enquiry, in fairness to Government he ought to place, before Government all information which he has, which leads him to think that there is something wrong.

Mr. P. K. Dewer *(Nominated):* May I know whether any report has been received by Government from the Factory Inspectors regarding this particular factory?

Mr. K. Balakrishna Menon *(Minister for Development):* We have received a report.

Mr. P. K. Dewer *(Nominated)* : That everything is O. K. there?

Mr. K. Balakrishna Menon *(Minister for Development):* Not that everything is O.K. The management closed the factory because it was working at a loss.

Mr. P. K. Dewer *(Nominated):* May I know whether the enquiry was with regard to the legality or otherwise of the lock-out?

Mr. K. Balakrishna Menon *(Minister for Development):* For the moment they have gone there only for that purpose.

Mr. P. T. Jacob *(Latin Christians-Mattancheri):* It is stated in the answer that the Labour Commissioner persuaded the management to re-open the factory. That means there is no loss.

Mr. K. Balakrishna Menon *(Minister for Development):* At the time they had gone there to make the enquiry the factory was working at a loss. But subsequently the Labour Commissioner and the Inspector persuaded them to re-open the factory.

Mr. P. T. Jacob *(Latin Christians-Mattancheri)* : Then I presume that the factory owners thought that the persuasion of the Commissioner would give them profits.

Mr. K. Balakrishna Menon *(Minister for Development):* Of course it is for you to make any presumption in the circumstances.

Mr. P. T. Jacob *(Latin Christians-Mattancheri)* : Was it not the motive of the concern to put labour into an awkward position?

Mr. K. Balakrishna Menon *(Minister for Development):* No, Sir, I can state for the information of the Hon'ble Member that the reason for closing the factory was that the Government of India had placed certain restrictions in the export of this cashewnut.

Mr. P. K. Dewer *(Nominated):* May I know whether this factory has been declared as a factory under the Factories Act?

Mr. K. Balakrishna Menon *(Minister for Development):* I want notice.

Mr. P. K. Dewer *(Nominated):* May I know whether this comes under the Public Health Act and is any license issued since this is a dangerous trade?

Mr. K. Balakrishna Menon *(Minister for Development):* I want notice.

STAFF SELECTION BOARD COMMITTEE

72. Mr. P. Kumaran Euhuthassan *(Vadakkancheri):* Will Government be pleased to state.—

(*a*) have the ad hoc Committee appointed by the Government to report on the working of the Staff Selection Board submitted its report;

(*b*) will copies of the report be made availabe to the members of the House;

(c) had not most of the departmental heads given oral or written evidence regarding the unsatisfactory nature of the working of the Board;

(*d*) are not the members of the Board full time officers of the Government holding very responsible posts?

Rama Varmha Tampuran, M.B.E. *(Chief Secretary to Government):*

(*a*) Yes.

(*b*) The report has been published in the Gazette; a copy of which is placed on the Council table.

LIBRARY ARCHIVES Kerala Legislative Assembly